2005 DRAFTING REQUEST

Bill

Received: **04/05/2006**

Wanted: **Soon**

For: **Ronald Brown (608) 266-8546**

This file may be shown to any legislator: **NO**

May Contact:

Subject: **Employ Pub - civil service**

Received By: **rchampag**

Identical to LRB:

By/Representing: **Dan Caucutt**

Drafter: **rchampag**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Brown@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Differential pay for activated state employees

Instructions:

See Attached.

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?				———			State
/1	rchampag 04/05/2006	wjackson 04/05/2006	rschluet 04/05/2006	———	mbarman 04/05/2006		State
/2	rchampag 04/18/2006	wjackson 04/18/2006	pgreensl 04/18/2006	——— ———	bkraft 04/18/2006 lnorthro 04/18/2006	sbasford 04/19/2006	

FE Sent For: **04/19/2006.**

<END>

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e-mail only

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By/Representing: **Dan Caucutt**

Drafter: **rchampag**

Addl. Drafters:

Extra Copies:

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Requester's email: **Dan.Caucutt@Wisconsin.gov**

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/1	rchampag 04/05/2006	wjackson 04/05/2006	rschluet 04/05/2006	_4/98_	mbarman 04/05/2006		

/2 wlj 4l18   4/18   4/8 lel

FE Sent For: 4/18 pls

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/?	rchampag	/1 WLj 4/5					

FE Sent For:

<END>

Champagne, Rick

From: Kasper, Amy - Office of Governor Jim Doyle
Sent: Tuesday, April 04, 2006 4:55 PM
To: Champagne, Rick; Caucutt, Dan
Subject: Differential Pay Draft

I think we might want to stick to 2 years and allow multiple re-ups of the 2 years, to avoid binding a future administration, to allow for a governor to reevaluate the decision, and to avoid having to "cancel" an open-ended commitment. What about just adding a sentence to the end of (3)(b) that says, "The governor may authorize one or more 2 year extensions " or something like that.

We should also do the same non-stat language we did last time re: the benefit is effective for represented employees until these provisions are negotiated into a contract.

Amy Kasper
Chief Legal Counsel
Office of the Governor
(608) 261-6795 (direct)
(608) 266-7912 (fax)
amy.kasper@gov.state.wi.us

From: Champagne, Rick [mailto:Rick.Champagne@legis.state.wi.us]
Sent: Tuesday, April 04, 2006 2:35 PM
To: Caucutt, Dan - DOA
Cc: Kasper, Amy - Office of Governor Jim Doyle
Subject: RE: Differential Pay Draft

What if we amend s. 230.315 (3) (b) to read like this:

Section 230.315 (3) (b) The governor, by executive order, may extend any number of times the period that an employee receives the pay and benefits under par. (a). Any extension granted by the governor under this paragraph may apply to an individual employee or to a group of employees, as determined by the governor.

As an aside, under s. 111.93 (3), collective bargaining agreements could provide for additional periods of coverage even without changing the statutes.

Rick

(Thurs)

2005 BILL

1   AN ACT ...; **relating to:** differential pay for activated state employees.

Analysis by the Legislative Reference Bureau

Current law authorizes state employees who are activated to serve on military duty in the U.S. armed forces state, or who are required to serve in the U.S. public health service and who are on detail with any of the U.S. armed forces, to be paid their state salaries, less any military or federal pay and allowances that they receive while on duty, and to continue to accumulate sick leave and vacation as though no interruption in service has occurred. Currently, an employee may receive differential pay and benefits for not more than 179 days, except that the governor may extend that period to not more than two years. This bill authorizes the governor to make any number of extensions, each of which may not exceed two years.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2   SECTION 1. 230.315 (3) (b) of the statutes is amended to read:

3   230.315 **(3)** (b) The governor, by executive order, may extend the period that

4   an employee receives the pay and benefits under par. (a) up to a period of 2 years from

5   the date on which the person is activated to serve on military duty in the U.S. armed

1   forces or to serve in the U.S. public health service. <u>The governor may make</u>

2   <u>additional extensions under this paragraph, each of which may not exceed a period</u>

3   <u>of 2 years.</u> Any extension granted by the governor under this paragraph may apply

4   to an individual employee or to a group of employees, as determined by the governor.

       History: 2003 a. 162; 2005 a. 22.
5   **SECTION 2. Nonstatutory provisions.**

6   (1) COVERAGE.

7   (a) Except as provided in paragraph (b) and notwithstanding sections 111.84

8   (1) and (2), 111.91 (1) and (2), and 111.93 (3) of the statutes, section 230.315 (3) (b)

9   of the statutes, as affected by this act, applies to state employees, regardless of

10   whether the employees are nonrepresented or represented by a labor organization,

11   as defined in section 111.81 (12) of the statutes.

12   (b) Beginning on July 1, 2007, for any state employee represented by a labor

13   organization, as defined in section 111.81 (12) of the statutes, section 230.315 (3) (b)

14   of the statutes, as affected by this act, applies until the day before the effective date

15   of any act ratifying the collective bargaining agreement for the 2007–09 fiscal

16   biennium that covers that employee. Beginning on the effective date of any such act,

17   section 230.315 (3) (b) of the statutes, as affected by this act, applies only if provided

18   by the terms of the collective bargaining agreement.

19   **(END)**

(Today)

RMR

2005 BILL

–gov. cat.

up to three additional

1 AN ACT *to amend* 230.315 (3) (b) of the statutes; **relating to:** differential pay for

2 activated state employees.

Analysis by the Legislative Reference Bureau

Current law authorizes state employees who are activated to serve on military duty in the U.S. armed forces, or who are required to serve in the U.S. public health service and who are on detail with any of the U.S. armed forces, to be paid their state salaries, less any military or federal pay and allowances that they receive while on duty, and to continue to accumulate sick leave and vacation as though no interruption in service has occurred. Currently, an employee may receive differential pay and benefits for not more than 179 days, except that the governor may extend that period to not more than two years. This bill authorizes the governor to make any number of extensions, each of which may not exceed two years.

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up to 3 ✓

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18 section 230.315 (3) (b) of the statutes, as affected by this act, applies only if provided

19 by the terms of the collective bargaining agreement.

20   **(END)**

Basford, Sarah

Please Jacket LRB 05-4892/2 for the SENATE.

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